

## [CHAPTER 398]

## JOINT RESOLUTION

Providing for the filling of a vacancy in the Board of Regents of the Smithsonian Institution of the class other than Members of Congress.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress, caused by the death of R. Walton Moore, be filled by the appointment of Frederic C. Walcott, a citizen of Connecticut, for the statutory term of six years.

Approved, August 21, 1941.

August 21, 1941  
[H. J. Res. 121]  
[Public Law 244]

Smithsonian Institution.  
Frederic C. Walcott,  
appointment to Board  
of Regents.

## [CHAPTER 399]

## JOINT RESOLUTION

Providing for the filling of a vacancy which will occur August 6, 1941, in the Board of Regents of the Smithsonian Institution of the class other than Members of Congress.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress, which will occur on August 6, 1941, by reason of the expiration of the term of Frederic A. Delano, of the city of Washington, be filled by the reappointment of the present incumbent for the statutory term of six years.

Approved, August 21, 1941.

August 21, 1941  
[H. J. Res. 195]  
[Public Law 245]

Smithsonian Institution.  
Frederic A. Delano,  
reappointment to  
Board of Regents.

## [CHAPTER 400]

## JOINT RESOLUTION

Consenting to an interstate oil compact to conserve oil and gas.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the consent of Congress is hereby given to an extension and renewal for a period of two years from September 1, 1941, of the Interstate Compact to Conserve Oil and Gas, executed in the city of Dallas, Texas, the 16th day of February 1935, by the representatives of Oklahoma, Texas, California, and New Mexico, and thereafter recommended for ratification by the representatives of the States of Arkansas, Colorado, Illinois, Kansas, and Michigan, and subsequently ratified by the States of New Mexico, Kansas, Oklahoma, Illinois, Colorado, and Texas, which said compact was deposited in the Department of State of the United States, and thereafter such compact was, by the President, presented to the Congress and the Congress gave consent to such compact by H. J. Res. 407, approved August 27, 1935 (Public Resolution Numbered 64, Seventy-fourth Congress), and which said compact was thereafter extended and renewed for a period of two years from September 1, 1937, by an agreement executed in New Orleans, Louisiana, the 10th day of May 1937 by the representatives of the States of Oklahoma, Texas, Kansas, and New Mexico, and was duly ratified by the States of Oklahoma, Texas, Kansas, New Mexico, Illinois, and Colorado, and was deposited in the Department of State of the United States, and thereafter such extended and renewed compact was, by the President, presented to the Congress and the Congress gave consent to such extended and renewed compact by S. J. Res. 183, approved August 10, 1937 (Public Resolution Numbered 57, Seventy-fifth Congress), and which said compact was thereafter extended and renewed for a period of two years from September 1, 1939, by an agreement duly executed and ratified by the States of Oklahoma, Texas, Kansas, Colorado, New Mexico, and Michigan, and was deposited in the Department of State of the United

August 21, 1941  
[H. J. Res. 226]  
[Public Law 246]

Oil and gas conservation.  
Consent given to  
extension of interstate  
compact concerning.

49 Stat. 939.

50 Stat. 617.

States, thereafter such extended and renewed compact was, by the President, presented to Congress and the Congress gave consent to such extended and renewed compact by H. J. Res. 329, approved July 20, 1939 (Public Resolution Numbered 31, Seventy-sixth Congress).

53 Stat. 1071.

Text of compact.

The extended and renewed compact, dated the 1st day of May 1941, duly executed by the representatives of the States of Oklahoma, Kansas, Texas, Colorado, New Mexico, Illinois, Michigan, Arkansas, Louisiana, New York, and Pennsylvania, and which extended and renewed compact has been deposited in the Department of State of the United States, reads as follows:

**"AN AGREEMENT TO EXTEND THE INTERSTATE COMPACT TO CONSERVE OIL AND GAS**

"WHEREAS, on the 16th day of February, 1935, in the City of Dallas, Texas, there was executed "AN INTERSTATE COMPACT TO CONSERVE OIL AND GAS" which was thereafter formally ratified and approved by the States of Oklahoma, Texas, New Mexico, Illinois, Colorado and Kansas, the original of which is now on deposit with the Department of State of the United States, a true copy of which follows:

**"AN INTERSTATE COMPACT TO CONSERVE OIL AND GAS**

**"ARTICLE I**

"This agreement may become effective within any compacting state at any time as prescribed by that state, and shall become effective within those states ratifying it whenever any three of the States of Texas, Oklahoma, California, Kansas and New Mexico have ratified and Congress has given its consent. Any oil producing state may become a party hereto as hereinafter provided.

**"ARTICLE II**

"The purpose of this compact is to conserve oil and gas by the prevention of physical waste thereof from any cause.

**"ARTICLE III**

"Each state bound hereby agrees that within a reasonable time it will enact laws, or if laws have been enacted, then it agrees to continue the same in force, to accomplish within reasonable limits the prevention of:

- "(a) The operation of any oil well with an inefficient gas-oil ratio.
- "(b) The drowning with water of any stratum capable of producing oil or gas, or both oil and gas in paying quantities.
- "(c) The avoidable escape into the open air or the wasteful burning of gas from a natural gas well.
- "(d) The creation of unnecessary fire hazards.
- "(e) The drilling, equipping, locating, spacing or operating of a well or wells so as to bring about physical waste of oil or gas or loss in the ultimate recovery thereof.
- "(f) The inefficient, excessive or improper use of the reservoir energy in producing any well.

"The enumeration of the foregoing subjects shall not limit the scope of the authority of any state.

**"ARTICLE IV**

"Each state bound hereby agrees that it will, within a reasonable time, enact statutes, or if such statutes have been enacted then that it

will continue the same in force, providing in effect that oil produced in violation of its valid oil and/or gas conservation statutes or any valid rule, order or regulation promulgated thereunder, shall be denied access to commerce; and providing for stringent penalties for the waste of either oil or gas.

“ARTICLE V

“It is not the purpose of this compact to authorize the states joining herein to limit the production of oil or gas for the purpose of stabilizing or fixing the price thereof, or create or perpetuate monopoly, or to promote regimentation, but is limited to the purpose of conserving oil and gas and preventing the avoidable waste thereof within reasonable limitations.

“ARTICLE VI

“Each state joining herein shall appoint one representative to a commission hereby constituted and designated as the Interstate Oil Compact Commission, the duty of which said Commission shall be to make inquiry and ascertain from time to time such methods, practices, circumstances and conditions as may be disclosed for bringing about conservation and the prevention of physical waste of oil and gas, and at such intervals as said Commission deems beneficial it shall report its findings and recommendations to the several states for adoption or rejection.

“The Commission shall have power to recommend the coordination of the exercise of the police powers of the several states within their several jurisdictions to promote the maximum ultimate recovery from the petroleum reserves of said states, and to recommend measures for the maximum ultimate recovery of oil and gas. Said Commission shall organize and adopt suitable rules and regulations for the conduct of its business.

“No action shall be taken by the Commission except: (1) By the affirmative votes of the majority of the whole number of the compacting states, represented at any meeting, and (2) by a concurring vote of a majority in interest of the compacting states at said meeting, such interest to be determined as follows: Such vote of each state shall be in the decimal proportion fixed by the ratio of its daily average production during the preceding calendar half-year to the daily average production of the compacting states during said period.

“ARTICLE VII

“No state by joining herein shall become financially obligated to any other state, nor shall the breach of the terms hereof by any state subject such state to financial responsibility to the other states joining herein.

“ARTICLE VIII

“This compact shall expire September 1, 1937. But any state joining herein may, upon sixty (60) days notice, withdraw herefrom.

“The representatives of the signatory states have signed this agreement in a single original which shall be deposited in the archives of the Department of State of the United States, and a duly certified copy shall be forwarded to the Governor of each of the signatory states.

“This compact shall become effective when ratified and approved as provided in Article I. Any oil producing state may become a party hereto by affixing its signature to a counterpart to be similarly deposited, certified and ratified.

“Done in the City of Dallas, Texas, this sixteenth day of February, 1935.

"WHEREAS, said Interstate Compact was heretofore duly renewed and extended for two (2) years from September 1, 1937, its original expiration date, to September 1, 1939; and,

"WHEREAS, said Interstate Compact was again duly renewed and extended for two (2) years from September 1, 1939, its second expiration date, to September 1, 1941; and,

"WHEREAS, it is desired to again extend and renew said Interstate Compact to Conserve Oil and Gas for another period of two (2) years from September 1, 1941, its present expiration date, to September 1, 1943;

"NOW, THEREFORE, THIS WRITING WITNESSETH:

"It is hereby agreed that the said Compact entitled 'AN INTERSTATE COMPACT TO CONSERVE OIL AND GAS' executed in the City of Dallas, Texas, on the 16th day of February, 1935, and now on deposit with the Department of State of the United States, a correct copy of which appears above, be and the same hereby is, extended for a period of two (2) years from September 1, 1941, its present date of expiration, this agreement to become effective within those states joining herein when executed by any three of the States of Texas, Oklahoma, California, Kansas and New Mexico, and consent thereto is given by Congress.

"The signatory states executed this agreement in a single original which shall be deposited in the archives of the Department of State of the United States and a duly certified copy thereof shall be forwarded to the Governor of each of the signatory states.

"EXECUTED as of this the First day of May, 1941, by the several undersigned states, at their several capitols, through their proper officials thereunto duly authorized by statutes, resolutions, or proclamations of the several states."

SEC. 2. The right to alter, amend, or repeal the provisions of section 1 is hereby expressly reserved.

Approved, August 21, 1941.

#### [CHAPTER 409]

#### AN ACT

Making supplemental appropriations for the national defense for the fiscal year ending June 30, 1942, and for other purposes.

August 25, 1941  
[H. R. 5412]  
[Public Law 217]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the national defense for the fiscal year ending June 30, 1942, and for other purposes, namely:

First Supplemental  
National Defense App-  
ropriation Act, 1942.  
*Post*, p. 745.

### TITLE I—WAR DEPARTMENT

#### MILITARY ACTIVITIES

Title II, Military  
Appropriation Act,  
1942.

*Ante*, p. 366.

For additional amounts for appropriations for the Military Establishment, fiscal year 1942, to be supplemental to, and merged with, the appropriations under the same heads in the Military Appropriation Act, 1942, including the objects and subject to the limitations and conditions specified in that Act, as follows:

#### QUARTERMASTER CORPS

*Ante*, p. 372.

Regular supplies of the Army: For regular supplies of the Army, \$6,670,631.

Clothing and equipage, Army: For clothing and equipage, \$443,123,275.